



## Financial Assistance Award

**DENALI COMMISSION**  
510 "L" Street, Suite 410  
Anchorage, Alaska 99501  
(907) 271-1414 (phone)  
(907) 271-1415 (fax)  
www.denali.gov

<b>Award Number</b>	297-07
<b>Award Title</b>	Thorne Bay – Davidson Landing Harbor Facility Reconstruction Project
<b>Performance Period</b>	December 1, 2007- March 31, 2009
<b>Authorizing Resolution</b>	FY07 Work Plan - Transportation
<b>Recipient Organization &amp; Address</b> Mr. Chuck McGee City of Thorne Bay PO Box 19110 Thorne Bay, AK 99919 Phone: (907) 828-3380 Fax: (907) 828-3374 Email: administrator@thornebay-ak.gov DUNS # 17-32-78094 TIN # 92-0088485	

**Authority**  
112 Stat 1854

**CFDA Number**  
90.100

**Denali Commission Finance  
Officer Certification**

*[Signature]*

### Cost Share Distribution Table

Accounting Code	Denali Commission	Other Contributors	Total
FTA Section 5309	\$100,000.00		\$100,000.00
City of Thorne Bay		\$168,000.00	\$168,000.00
<b>Total</b>	<b>\$100,000.00</b>	<b>\$168,000.00</b>	<b>\$268,000.00</b>

This Financial Assistance Award approved by the Federal Co-Chair of the Denali Commission is issued in duplicate and constitutes an obligation of federal funding. By signing both documents, the Recipient agrees to comply with the Award provisions indicated below and attached. Upon acceptance by the Recipient, a signed Award document shall be returned to the Federal Co-Chair of the Denali Commission and the Recipient shall retain the other document. If not signed and returned without modification by the Recipient within 30 days of receipt, the Federal Co-Chair may unilaterally terminate this Award.

- ☒ Special Award Conditions and Attachments
- ☐ Denali Commission and U.S. Army Corps of Engineers Memorandum of Agreement July 2006
- ☒ OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations  
(<http://www.whitehouse.gov/omb/circulars/a133/a133.html>)
- ☐ Denali Commission and Department of Transportation and Public Facilities Memorandum of Agreement July 2006
- ☐ Denali Commission and Federal Highway Administration Memorandum of Agreement July 2006
- ☒ Denali Commission and Federal Transit Administration Memorandum of Agreement September 2006
- ☒ SAFETEA-LU Section 1960 or Section 1934, or Section 5309 as applicable

### Administrative Requirements (check one)

- ☒ OMB Circular A-102, Grants and Cooperative Agreements with State and Local Governments  
(<http://www.whitehouse.gov/omb/circulars/a102/a102.html>)
- ☐ 2 CFR Part 215, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Nonprofit Organizations (OMB Circular A-110)  
([http://www.access.gpo.gov/nara/cfr/waisidx\\_05/2cfr215\\_05.html](http://www.access.gpo.gov/nara/cfr/waisidx_05/2cfr215_05.html))

### Cost Principles (check one)

- ☒ OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments  
([www.whitehouse.gov/omb/circulars/a087/a087-all.html](http://www.whitehouse.gov/omb/circulars/a087/a087-all.html))
- ☐ OMB Circular A-122, Cost Principles for Nonprofit Organizations  
([www.whitehouse.gov/omb/circulars/a122/a122.html](http://www.whitehouse.gov/omb/circulars/a122/a122.html))
- ☐ OMB Circular A-21, Cost Principles for Educational Institutions  
(<http://www.whitehouse.gov/omb/circulars/a021/a021.html>)
- ☐ 48 CFR 31.2, Contracts with Commercial Organizations

<b>Signature of Authorized Official - Denali Commission</b> <i>[Signature]</i>	<b>Typed Name and Title</b> George J. Cannelos, Federal Co-Chair	<b>Date</b> 1-16-08
<b>Signature of Authorized Official - City of Thorne Bay</b> Rev: 12/2005 <i>[Signature]</i>	<b>Typed Name and Title</b> Chuck McGee, Administrator Charles D. McGee	<b>Date</b> 02/06/2008

# ASSURANCES - CONSTRUCTION PROGRAMS

OMB Approval No. 0348-0042

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET.  
SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.


NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

28 2008

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL		TITLE
Chuck McGee  Charles D. McGee		Administrator
APPLICANT ORGANIZATION		DATE SUBMITTED
City of Thorne Bay		02/06/2008
Award 297-07		

***Award Conditions to the Financial Assistance Award  
Between the Denali Commission and  
City of Thorne Bay for Thorne Bay - Davidson Landing Harbor Facility  
Reconstruction Project  
Award No. 297-07  
January 2008***

***1. Scope of Work***

The Denali Commission is providing \$100,000 in Section 5309 SAFTEA-LU funds for the subject project. The City of Thorne Bay is providing \$168,000 to the \$268,000 estimated total cost of the project. Davidson Landing Harbor Facility Reconstruction is primarily rehabilitation of an existing harbor, docks and walkway. It includes new construction of an approach, removing an existing floating walkway at the end of its service life, and constructing a new gangway and floats. The project includes removing one piling, utilizing the remaining three pilings and driving 18 new steel pilings. Reconfiguration of floats to accommodate prevailing winds and construction of a new boat ramp and electrification of the harbor facility complete the project. Service life is expected to be 25 years.

The project sponsor, City of Thorne Bay, (Recipient) has demonstrated the administrative capability for managing Denali Commission funds, as documented by the Denali Commission Transportation Program Manager (Manager) and retained in the subject award file. Denali Commission, in consultation with the Federal Transit Administration (FTA) will provide financial management and project development technical assistance throughout the project to assist in successful project execution.

All payments for design and/or construction tasks associated with the subject project are on a reimbursable payment basis.

Contractual and consulting services used in this project shall be procured in an open and fair competitive manner, consistent with the Federal Acquisition Requirements (FARS) and other applicable federal law.

Contractual services procured through sole-source contracts, or through processes that do not meet the FAR and/or Title 23 requirements, will not be eligible for Denali Commission funding.

Prior to starting the competitive-bid process for design engineering and/or construction management services, the Recipient will meet in a pre-bid meeting with the Manager to review the procurement process.

The Manager, in consultation with FTA, will work with the Recipient to develop a procurement process applicable to project conditions. The Manager will approve the procurement process prior to advertising for design engineering and/or construction management services.

Subsequent to the successful award of a design engineering and/or construction management contract, the Recipient, the successful firm and the Manager will conduct a post-award meeting to review FTA requirements associated with the contract tasks.

#### DESIGN

Design development and management will begin with a competitive bid process for design engineering services that meets Title 23 USC requirements, including advertising in regional and statewide publications. Prior to advertising, the project sponsor will submit the procurement process and advertising package to the Manager for approval. Subsequent to selection, the Recipient will conduct a post-award meeting as outlined in the paragraph above.

A selected design-qualified engineering firm will execute tasks and develop products including, the National Environmental Policy Act (NEPA), design, utilities, and Right of Way approvals, including the Buy America Steel program, appropriate for Title 23 USC requirements and site conditions. The Manager, in consultation with FTA will conduct subsequent product reviews and approvals as needed. If the project is funded for and scheduled for construction, the engineering firm will prepare construction bid documents for review and approval, and will execute subsequent advertising, selection and negotiation tasks for the Recipient.

#### CONSTRUCTION

Construction Management will be accomplished through a qualified construction management firm, selected by the Recipient through a competitive bid process compatible with Title 23 USC requirements. Prior to advertising, the project sponsor will submit the procurement process and advertising package to the Manager for approval.

If construction bid documents are not in place for the Denali Commission funded project, the selected engineering firm will prepare construction bid documents for approval, and will execute subsequent advertising, selection and negotiation tasks for the Recipient.

The Recipient, through the selected engineering firm, will execute construction under Davis-Bacon wage requirements and in accordance with the project's approved NEPA environmental documents, Corps of Engineers permits, and other federal, state and local permits.

The Recipient owns the facility and will ensure a clear Right of Way adequate for construction. The approved environmental and Right of Way documents will be retained in the project's file at Denali Commission. The Recipient is responsible for ongoing maintenance after construction is complete.

All Denali Commission funding is intended for use within the scope of work identified in the Award document only. Any balance of funds remaining after the full scope of work has been completed will be returned to the Denali Commission.

## **2. Milestones**

The following milestones are identified as the major steps to be completed as part of the project. "Planned" dates for the first milestone are included here. As part of each progress report, City of Thorne Bay reporting systems will update the progress toward meeting these milestones (see section 7, Reporting).

Milestone	Planned		Actual		Units	Total Cost At Completion
	Start Date	End Date	Start Date	End Date		
Construction Phase	12/01/2007	12/31/2008			0	\$0.00
Project Close-out	01/01/2009	03/31/2009			0	\$0.00

## **3. Award Performance Period**

The Award performance period is December 1, 2007 through March 31, 2009. This is the period during which Award recipients can incur obligations or costs against this Award.

## **4. Direct and Indirect Costs**

Direct costs associated with the Thorne Bay – Davidson Landing Harbor Facility Reconstruction project are allowed under this document. Indirect costs associated with City of Thorne Bay management of Denali Commission funds are allowed at the rate established by Denali Commission at 4.88% for 2007 for Title 23 funds.

## **5. Budget and Program Revisions**

The Uniform Administrative Requirements, OMB A-102, apply to this Award. Please refer to this circular for specific details on revisions to this Award. The circular requires the City of Thorne Bay to inform the Denali Commission in writing at the earliest possible date of any unanticipated project cost overrun, project schedule delays, or changes in the project scope or changed site conditions.

## **6. Payments**

Payments under this Award will be made by electronic transfer in response to a "Request for Advance or Reimbursement", Standard Form 270 (SF-270) submitted by the City of Thorne Bay. Requests for reimbursements may be made at the end of each quarter and should be submitted no later than 30 days after the federal quarter. The SF-270 must be submitted to the Denali Commission via fax, e-mail ([finance@denali.gov](mailto:finance@denali.gov)) or mail in order for payment to be processed. The form is available on the OMB website:

[http://www.whitehouse.gov/OMB/grants/grants\\_forms.html](http://www.whitehouse.gov/OMB/grants/grants_forms.html). Payments shall be made in accordance with OMB A-102. Please contact the Denali Commission's Finance Manager at (907) 271-1414 for further information about submitting this form. **No interest will be accrued on these funds.**

## **7. Reporting**

Two forms of project reporting are required under this Award, listed below. The City of Thorne Bay shall submit reports using the Denali Commission's on-line Project Database System, available at [www.denali.gov](http://www.denali.gov). If there are technical limitations which may prevent the recipient from meeting this requirement, please contact the Program Manager listed in this agreement.

- a. **Progress Reports** shall be submitted on a quarterly basis. The first reporting period is December 1, 2007 through December 31, 2007 and quarterly thereafter. Reports are due within 30 days of the end of the reporting period. Progress reports shall include the following:
  - i. Total project funding, including both Denali Commission funding and other project funding sources.
  - ii. The total project expenditures for the project as of the end of the reporting period, including both Denali Commission and other funding sources.
  - iii. Updated schedule and milestone information as identified in the Scope of Work
  - iv. Narrative summary of the project status and accomplishments to date, and address the following questions: is the project on schedule, is the project on budget, and what actions are planned to address any project problems.
  - v. Photographic documentation of project progress shall be provided with the progress reports for active construction projects. The photo documentation shall include a minimum of three, dated photos during the construction period such that a complete record of the construction is maintained over time, from "before," showing the situation before the start of construction, to "during" showing work proceeding on the project, and "after" to show the finished project. Photos shall be provided in a digital format as part of the on-line report. A short description of the activity and names of those in the photos shall also be provided.
- b. **Federal Single Audits** shall be submitted annually, when required. In accordance with OMB Circular A-133, which requires [subpart 200] "Non-Federal entities that expend \$500,000 or more in a year in Federal awards shall have a single or program-specific audit conducted for that year in accordance with the provisions of this part [subpart 205]. The determination of when an award is expended should be based on when the activity related to the award occurs."

Recipients shall also submit single audits to the Federal Clearinghouse as designated by OMB. Information can be found on the following web-site:  
<http://harvester.census.gov/sac/>

### **8. *Project/Award Close-Out***

The project close-out report shall be completed within 90 days of the end of the Award performance period or within 90 days of the completion of the project, whichever is earlier. Recipients must also draw down any remaining funds for expenditures incurred under this award during this 90-day period.

The project close-out report shall be submitted on-line through the Denali Commission on-line Project Database System, available at [www.denali.gov](http://www.denali.gov). The project close out will require the recipient to submit the following information:

- a. Final data for each item listed in paragraph 7(a) "Progress Reports"
- b. Final project expenditures itemized by the following categories: planning & design; materials & equipment; freight; labor; project administration/overhead and other expenses.
- c. Acknowledgement of support: For all construction projects, the Award recipient shall display a sign that acknowledges the Government's support for the project(s) developed under this Award. The Commission will provide an appropriate sign. The Award recipient must request an indoor and/or an outdoor sign from Denali Commission. Pickup or delivery of the sign can be arranged at that time.

### **9. *Public Policy Laws and Assurances***

Award Recipients are required to comply with the public policy laws and assurances on Standard Forms SF 424d (construction projects). This form must also be signed by a certifying official of the organization. Some of the laws are highlighted below for your reference.

To the maximum extent practicable, considering applicable laws, Funding Recipients shall accomplish the project contemplated by the Award using local Alaska firms and labor.

No portion of this award may be used for lobbying or propaganda purposes as prohibited by 18 U.S.C. Section 1913 or Section 607(a) of Public Law 96-74.

Project level environmental reviews in accordance with the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA) will be prepared as part of project design for Denali Commission approval.


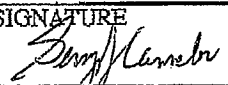


***10. Non-Compliance with Award Conditions***

Recipients not in compliance with the terms and conditions of this Financial Assistance Award will be notified by the Denali Commission. The Denali Commission will work with the recipient to identify the steps necessary to bring them back into compliance, and will establish an appropriate time frame for the corrections to be made. If the corrections have not been made by the deadline, the Denali Commission reserves the right to either suspend or unilaterally terminate the Financial Assistance Award for non-performance.

***11. Program Manager, Financial Manager & Other Contact Information***

<b>Denali Commission</b>	<b>City of Thorne Bay</b>
Mr. Mike McKinnon Transportation Program Manager 510 L Street, Suite 410 Anchorage, AK 99501 Phone: (907) 586-1986 Fax: (907) 271-1415 E-mail: <a href="mailto:mgmckinnon@gci.net">mgmckinnon@gci.net</a>	Mr. Chuck McGee Administrator P.O. Box 19110 Thorne Bay, AK 99919 Phone: (907) 828-3380 Fax: (907) 828-3374 E-mail: <a href="mailto:administrator@thornebay-ak.gov">administrator@thornebay-ak.gov</a>
Ms. Betty Sorensen Grants Administrator 510 L Street, Suite 410 Anchorage, AK 99501 Phone: (907) 271-3415 Fax: (907) 271-1415 E-mail: <a href="mailto:bsorensen@denali.gov">bsorensen@denali.gov</a>	Ms. Meredith Sornsin Finance Director P.O. Box 19110 Thorne Bay, AK 99919 Phone: (907) 828-3380 Fax: (907) 828-3374 E-mail: <a href="mailto:accounting@thornebay-ak.gov">accounting@thornebay-ak.gov</a>

DEPARTMENT OF TRANSPORTATION REIMBURSABLE AGREEMENT		AGREEMENT NUMBER  DTFT60-06-X-00039	
PARTIES TO THE AGREEMENT			
<b>a. REIMBURSING ORGANIZATION</b>  Department of Transportation/FTA Office of Procurement, TAD-40 400 7 <sup>th</sup> Street SW, Room 9101 Washington, DC 20590 Attention: Ms. Dale C. Moore Johnson, 202-366-2512 Program Manager: Kimberly Sledge, 202-366-0204  <hr/> APPROPRIATION CHARGEABLE 36X4720061 2006.03DN000000.6500000000.25305 AK-03-5080		<b>b. ORGANIZATION TO BE REIMBURSED</b>  Denali Commission <del>519 L Street</del> <b>510 L STREET</b> Suite 410 Anchorage, AK 99501 Attention: Ms. Corrine Eilo, 907-271-1424 Technical Contact: Mr. Krag Johnson 907-271-1413 <del>JOHANSEN</del>  <hr/> APPROPRIATION REIMBURSED	
EFFECTIVE DATE 09-22-06		COST (Estimated) a. FY: 2006      b. AMOUNT: \$4,900,500.00	
<b>SUMMARY</b> (1) <b>PURPOSE:</b> The purpose of this agreement is to transfer funds to the Denali Commission from the Department of Transportation/Federal Transit Administration (FTA) to provide funding for the construction of docks, waterfront development projects and related transportation infrastructure as described in the attached Statement of Work. (2) <b>LEGISLATIVE AUTHORITY:</b> 31 USC 1535 (Economy Act) and 49 USC 5309(m)(6)(C) and Pub. L. 109-115. (3) <b>RESOLUTION OF DISAGREEMENTS:</b> Disagreements will be resolved by the FTA, Office of Procurement and the Denali Commission. (4) <b>MODIFICATION:</b> Any modification to this agreement shall be in writing and signed by an authorized official. (5) <b>CORRESPONDENCE/BILLING:</b> All correspondence and billing must make reference to the FTA's Agreement Number DTFT60-06-X-00039 and Project Number AK-03-5080. (6) <b>PAYMENT:</b> Payment shall be made in advance and payments are based on estimated costs. If the estimate is different from the actual costs, proper adjustment (refund or additional billing) on actual cost, shall be made. Adjustments will be made according to the billing cycle (monthly, quarterly, or upon completion of work). (7) <b>RECONCILIATION:</b> Financial reconciliation must be done at least annually between FTA and the Volpe National Transportation Systems Center to insure accurate accounting of funds. (8) <b>LIMITATION:</b> No change in the amount of this agreement shall be made without a written modification hereto. (9) <b>PERIOD OF PERFORMANCE:</b> June 1, 2006 - September 30, 2008 (10) <b>POINTS OF CONTACTS:</b> For FTA: Kimberly Sledge (Technical) 202-366-0204, James Harper, Jr. (Contracting Officer) 202-366-4980. For Denali Commission: Krag Johnson (Technical) 907-271-1413 and Corrine Eilo 907-271-1424 (Financial). <del>JOHANSEN</del> (11) <b>STATEMENT OF WORK:</b> Attached Financial Addendum On Reverse Side Must Be Completed)			
AUTHORIZED APPROVALS			
<b>a. FOR REIMBURSING ORGANIZATION</b>  SIGNATURE:  DATE: 9-22-2006  TITLE: Contracting Officer		<b>b. FOR ORGANIZATION TO BE REIMBURSED</b>  SIGNATURE:  DATE: 9/20/06  TITLE: Federal Co-Chair	

SEP 26 2008

# FINANCIAL ADDENDUM

Billing Office: Denali Commission

Bill to Address: Department of Transportation/FTA, Office of Accounting, TBP-50  
400 Seventh Street, SW, Room 9422, Washington, DC 20590

DOT Project Officer: (Name) Kimberly Sledge  
(Telephone) (202)-366-0204

Routing Symbol: TPM-10

Accounting Classification: 36X4720061.2006.03DN0000006500000000.25305/AK-03-5080

Project Beginning Date: 09/22/2006

Ending Date: 9/30/2008

Each Specific item of goods or services to be furnished under the terms of this agreement is as follows:

To provide funding for the construction of docks, waterfront development projects and related transportation infrastructure.

## IDENTIFY THE FOLLOWING:

Billable Charges: \$4,900,500.00

TAX ID: 52-0850636  
DUN NO.: 178506333  
AIC NO.: 69-08-0001

Method of Computation of charges: Fixed amount not to exceed: \$4,900,500.00

Estimated Cost: \$4,900,500.00

Billing Period(s) \_\_\_\_\_ (Monthly) \_\_\_\_\_ (Quarterly)  
One-time total amount \_\_\_\_\_ (Other) Specify:

Documentation required by the User Agency as a condition of payment is as follows:

The Denali Commission will forward to FTA "monthly reports" that identify all expenditures incurred to support the tracking of costs and progress of the project under this Interagency Agreement. Monthly Status Reports must reference the Agreement Number DIFT60-06-X-00039 and are to be mailed to the FTA Project Officer.

Kimberly Sledge  
Department of Transportation/FTA  
Office of Program Management, TPM-10  
400 7<sup>th</sup> Street, SW, Room 9305  
Washington, DC 20590

Sylvia Davis  
Department of Transportation/FTA  
Office of Accounting, TBP-50  
400 7<sup>th</sup> Street, SW, Room 9422  
Washington, DC 20590

Attached Monthly Report Layout

## STATEMENT OF WORK

JAN 23 2008

### The Denali Commission

#### BACKGROUND:

Section 5309(m)(6)(C) of title 49, U.S.C., authorized to be appropriated \$5 million in New Starts funds to the Denali Commission in each fiscal year 2006 through 2009. These funds are to be used for docks, waterfront development projects and related transportation infrastructure. The funds are to be expended under the terms of section 307(e) of the Denali Commission Act (42 U.S.C. 3121 note). The Department of Transportation Appropriations Act, 2006, (Pub. L. 109-115) provided \$5 million in fiscal year 2006 New Starts funds to the Denali Commission for purposes authorized under section 5309(m)(6)(C). In addition, an across the board rescission of 1 percent was applied pursuant to the Department of Defense Appropriations Act, 2006, Title II, Chapter 8, sec 3801 (Pub. L. 109-148). Also, FTA applied its statutory 1 percent take-down in accordance with 49 U.S.C. sec 5327.

#### OBJECTIVES:

The objective of this interagency agreement is to provide funds consistent with the Economy Act, 31 U.S.C. § 1535, from the Federal Transit Administration (FTA) to the Denali Commission.

#### PERIOD OF PERFORMANCE:

September 22, 2006 to September 30, 2008.

#### WORK TASKS TO BE PERFORMED:

For FY 2006, the Denali Commission will select projects not to exceed \$4,900,500, the amount covered by this intra-agency agreement (representing a statutorily required one percent rescission and reduction for oversight) from the amount authorized by 49 USC 5309(m)(6)(C). The Denali Commission will select projects that include; constructing docks, waterfront development projects, and related transportation infrastructure projects under the terms of section 307(e) of the Denali Commission Act, which requires that the local community provide a ten percent non-Federal match in the form of any necessary land or planning and design funds.

The Denali Commission will report the status of these projects monthly to the Federal Transit Administration. Additional funding in accordance with section 5309(m)(6)(C) of title 49, U.S.C. can be added to this agreement annually through FY 2009, as appropriated by Congress.

SEP 28 2006

DELIVERABLES/SCHEDULE:

<u>Deliverables</u>	<u>Description</u>	<u>Notice to Proceed</u>
1	Monthly provide an update of the Interagency Agreement Billing Report to the FTA Program Manager and the Accounting Office	Monthly by the end of each month.
2	<b>Intra-Governmental Payment and Collection (IPAC) System</b>	Quarterly or as agreed to by the agency
3	Provide additional documentation as requested in order to comply with Congressional inquiries.	As needed

Monthly Interagency Agreement Billing Reports must reference the DTFT-60-06-X-00039 (Agreement Number) and are to be mail to the FTA Project Officer.

Kimberly Sledge  
Department of Transportation/FTA  
Office of Program Management, TPM-10  
400 7<sup>th</sup> Street SW, Room 9305  
Washington, DC 20590

Sylvia Davis  
Department of Transportation/FTA  
Office of Accounting, TBP-50  
400 7<sup>th</sup> Street SW, Room 9422  
Washington, DC 20590